

SUMMARY: On November 7, 1994, the Department of Commerce revoked the finding on viscose rayon staple fiber from Finland pursuant to an order of the United States Court of International Trade ("CIT") in *Kemira Fibres Oy v. United States*, 861 F. Supp. 144 (CIT 1994). In *Kemira*, the CIT ruled that the Department was required to revoke the finding because no interested party filed a request for administrative review for this finding or objected to the finding's revocation by March 31, 1993, notwithstanding the Department's failure to issue timely notice of intent to revoke. The Department appealed the Court's order and, on August 2, 1995, the United States Court of Appeals for the Federal Circuit ("Federal Circuit") overturned the CIT order. Therefore, we are now rescinding the revocation of the fiber finding and instructing the U.S. Customs Service to suspend liquidation of entries of fiber from Finland.

EFFECTIVE DATE: February 22, 1996.

FOR FURTHER INFORMATION CONTACT: Matthew Blaskovich or Zev Primor, Office of Antidumping Compliance, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C., 20230; telephone (202) 482-5831/4114.

SUPPLEMENTARY INFORMATION:

Background

On September 8, 1994, the CIT ruled that the Department was required to revoke the antidumping finding on viscose rayon staple fiber from Finland, terminate the ongoing administrative review and end the suspension of liquidation of the subject merchandise pursuant to 19 C.F.R. § 353.25(d)(4). See *Kemira Fibres Oy v. United States*, 861 F. Supp. 144 (CIT 1994). The Court stated that the Department was required to revoke the finding because no interested party filed a request for an administrative review or objected to revocation by the last day of the fifth anniversary month, notwithstanding the Department's failure to issue timely notice of intent to revoke.

In compliance with the CIT's ruling, the Department revoked the antidumping duty finding on November 7, 1994, terminated the 1993-94 administrative review and ended the suspension of liquidation on all entries of the subject merchandise. See *Viscose Rayon Staple Fiber From Finland; Termination of Administrative Review and Revocation of Antidumping Finding*, 59 FR 55441 (Nov. 7, 1994). The Department took these actions, rather than suspend liquidation of the

subject merchandise during the pendency of appeal, because the CIT decision was issued pursuant to 28 U.S.C. § 1581(i), the Court's residual jurisdiction authority, rather than pursuant to 19 U.S.C. § 1516a, the Court's general jurisdictional authority.

In the subsequent appeal, the Federal Circuit found the Department's interpretation of 19 C.F.R. § 353.25(d)(4) (i.e., that notice of intent to revoke is a prerequisite to revocation of an antidumping order or finding) to be reasonable. Therefore, the Federal Circuit reversed the CIT's order and opinion and remanded for further proceedings consistent with its decision. See *Kemira Fibres Oy v. United States*, 61 F.3d 866 (Fed. Cir. 1995).

On November 13, 1995, the CIT vacated its earlier decision and declaratory judgment of September 8, 1994 and instructed the Department to proceed with further proceedings consistent with the Federal Circuit's opinion.

Thus, consistent with the Federal Circuit's decision, the Department hereby rescinds the revocation of the antidumping duty finding on viscose rayon staple fiber from Finland, published at 44 FR 17156 (Mar. 21, 1979). Further, the Department is directing the U.S. Customs Service to suspend liquidation and require a cash deposit in the amount of 0.00 percent ad valorem, the last published deposit rate, for each entry of the subject merchandise from Finland which is entered, or withdrawn from warehouse, for consumption, on or after the date of publication of this notice.

Dated: February 13, 1996.
Susan G. Esserman,
Assistant Secretary for Import
Administration.
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National Oceanic and Atmospheric Administration

[I.D. 021396C]

Caribbean Fishery Management Council; Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of public meeting.

SUMMARY: The Reef Fish Committee of the Caribbean Fishery Management Council (Council) will hold a meeting.

DATES: The meeting will be held on March 7, 1996, from 2:00 p.m. until 5:00 p.m. and on March 8, 1996 from 9:00 a.m. until 12 noon.

ADDRESSES: The meeting will be held at the Conference Room of Joyuda Plaza Hotel, Cabo Rojo, PR.

Council Address: Caribbean Fishery Management Council, 268 Muñoz Rivera Avenue, Suite 1108, San Juan, PR 00918-2577.

FOR FURTHER INFORMATION CONTACT: Caribbean Fishery Management Council; telephone: (809) 766-5926.

SUPPLEMENTARY INFORMATION: The purpose of the meeting is to discuss issues regarding the red hind closed area off Mayagüez, PR. The meeting is open to the public, and will be conducted in English with Spanish translation. Fishers and other interested persons are invited to attend and participate with oral or written statements regarding agenda items.

Special Accommodations

This meeting is physically accessible to people with disabilities. For more information or requests for sign language interpretation and/or other auxiliary aids please contact Mr. Miguel A. Rolón, Executive Director (see **ADDRESSES**) at least 5 days prior to the meeting date.

Dated: February 15, 1996.
Richard W. Surdi,
Acting Director, Office of Fisheries
Conservation and Management, National
Marine Fisheries Service.
[FR Doc. 96-3967 Filed 2-21-96; 8:45 am]
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[I.D. 021296D]

Gulf of Mexico Fishery Management Council; Public Meetings

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of public meetings.

SUMMARY: The Gulf of Mexico Fishery Management Council will convene public meetings.

DATES: The meetings will be held on March 11-14, 1996. See **SUPPLEMENTARY INFORMATION** for specific dates and times.

ADDRESSES: These meetings will be held at the Hawk's Cay Resort, Mile Marker 61, U.S. Highway 1, Duck Key, FL; telephone: 800-826-4061.

Council address: Gulf of Mexico Fishery Management Council, 5401 West Kennedy Boulevard, Suite 331, Tampa, FL 33609.